Morgan Lewis

Catherine Wang Danielle Burt

catherine.wang@morganlewis.com danielle.burt@morganlewis.com

September 21, 2018

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary Office of the Secretary Federal Communications Commission 445 12th Street, S.W. Washington, DC 20554

Re: <u>CC Docket No. 00-257</u>: In the Matter of 2000 Biennial Review - Review of Policies and Rules Concerning Unauthorized Changes of Consumers Long Distance Carriers

Notification of TVC Albany, Inc. d/b/a FirstLight Fiber Pursuant to 47 C.F.R. § 64.1120(e)

Dear Ms. Dortch:

Pursuant to Section 64.1120(e) of the Commission's Rules, 47 C.F.R. § 64.1120(e), this letter notifies the Commission of an upcoming *pro forma* intra-corporate consolidation affecting TVC Albany, Inc. d/b/a FirstLight Fiber ("TVC Albany") and its subsidiaries ("FirstLight Subsidiaries," and together with TVC Albany, "the Parties"). The *pro forma* intra-corporate consolidation is being undertaken to simplify TVC Albany's corporate structure and enable TVC Albany to enjoy greater financial and administrative efficiencies.

<u>Names of the Parties to the Intra-Corporate Consolidation Transaction</u>: The customer transfers that will result from the *pro forma* intra-corporate consolidation will change the carrier of record to TVC Albany from the following FirstLight Subsidiaries:

BayRing Communications, Inc.
Finger Lakes Technologies Group, Inc.
ION Holdco, LLC
National Mobile Communications Corporation
Northeast Competitive Access Providers, LLC
Oxford County Telephone and Telegraph Company
Oxford County Telephone Service Company
Revolution Networks, LLC
segTEL, Inc.
Sovernet, Inc.
Sovernet Fiber Corp.

September 21, 2018 Marlene H. Dortch, Secretary Page 2

<u>Types of Telecommunications Services Provided to Affected Customers</u>: The customers affected by the *pro forma* intra-corporate consolidation are cellular providers, wireline carriers, and enterprise customers spanning high tech manufacturing and research companies, healthcare providers, financial institutions, law firms, secondary schools, colleges and universities, and local and state governments. They receive long distance, local exchange and exchange access telecommunications services and advanced telecommunications products including Ethernet and wavelengths.

<u>Date of the Transfer</u>: The Parties anticipate that the affected customers will become customers of TVC Albany on or around December 3, 2018, or as soon as possible thereafter following receipt of regulatory approvals.

<u>Certification of Compliance</u>: Attached hereto is the certification of TVC Albany required under Section 64.1120(e)(1) of the Commission's rules.

Notice Sent to Affected Subscribers: Notice was provided to the customers of the FirstLight Subsidiaries by notation in their invoices issued on or around September 21, 2018, except BayRing Communications, Inc. provided notice to its customers in Massachusetts via a customer notice letter attached hereto as Exhibit A on or around September 21, 2018. Immediately following completion of the *pro forma* intra-corporate consolidation, all customers will receive identical service from TVC Albany, at the same rates, terms and conditions as they currently receive from their respective FirstLight Subsidiary carrier.

The text of the notation provided to the customers of the FirstLight Subsidiaries (except BayRing Communications, Inc.'s customers in Massachusetts) to be assigned to TVC Albany is as follows:

As a valued [FirstLight Subsidiary ("FirstLight")] customer, we want to thank you for your business. On or about December 3, 2018, subject to receipt of any necessary regulatory approvals, FirstLight will implement an internal project to consolidate our corporate entities. After this project is complete, your telecommunications carrier of record will be TVC Albany Inc. d/b/a FirstLight Fiber, which is currently the parent company of [FirstLight Subsidiary].

Your services and the associated pricing and terms and conditions of service will not change as a result of this corporate consolidation. Any future changes to the rates and terms and conditions of your services will be made in accordance with your contract and applicable law. There is no charge associated with this change and any preferred carrier freeze you have will remain in place. Your billing and account information will not change and we will continue to resolve any issues you may have with your account or service using the same customer service number, which is 888-832-4976.

We recognize that you have a choice in telecommunications carrier and believe that this intra-corporate consolidation will enhance our ability to serve you. We look forward to continuing to provide you with the superior service you are September 21, 2018 Marlene H. Dortch, Secretary Page 3

accustomed to receiving and to the opportunity to provide you additional services.

Should there be any questions regarding this notification, please do not hesitate to contact the undersigned.

Respectfully submitted,

/s/ Danielle Burt

Catherine Wang Danielle Burt

Counsel for TVC Albany, Inc. d/b/a FirstLight Fiber and its subsidiaries

Attachment

September [21], 2018 Marlene H. Dortch, Secretary Page 4

CERTIFICATION

On behalf of TVC Albany, Inc. d/b/a FirstLight Fiber ("TVC Albany"), and in accordance with Section 64.1120 of the Commission's rules, 47 C.F.R. § 64.1120, I hereby certify under penalty of perjury that I have read the foregoing notification and the statements contained therein are true, complete and correct to the best of my knowledge. I further certify that, with respect to the transfer of the customers of subsidiaries of TVC Albany have complied with the Commission's requirements to provide advance customer notice in accordance with Section 64.1120(e)(3), with the obligations specified in that notice, and with other statutory and Commission requirements that apply to this streamlined process.

I certify under penalty of perjury that the foregoing is true and correct.

By:

Name: Jill Sandford

Title: General Counsel Date: Sept 21, 2018

EXHIBIT A

Notice to Massachusetts Customers of BayRing Communications, Inc.



Important Notice of Corporate Consolidation

September 21, 2018

FirstLight

First Last Company Street City, State Zip Dear Salutation Last:
As a valued Bayring Communications, Inc. ("FirstLight") customer, we want to thank you for your business. On or about December 3, 2018, subject to receipt of any necessary regulatory approvals, FirstLight will implement an internal project to consolidate our corporate entities. After this project is complete, your telecommunications carrier of record will be TVC Albany Inc. d/b/a FirstLight Fiber, which is currently the parent company of Bayring Communications, Inc.
Your services and the associated pricing and terms and conditions of service will not change as a result of this corporate consolidation. Any future changes to the rates and terms and conditions of your services will be made in accordance with your contract and applicable law. There is no charge associated with this change and any preferred carrier freeze you have will remain in place. Your billing and account information will not change and we will continue to resolve any issues you may have with your account or service using the same customer service number, which is 888-832-4976.
We recognize that you have a choice in your telecommunications carrier and believe that this intra-corporate consolidation will enhance our ability to continue to serve you. We look forward to continuing to provide you with the superior service you are accustomed to receiving and for the opportunity to provide you additional services.
Sincerely,